

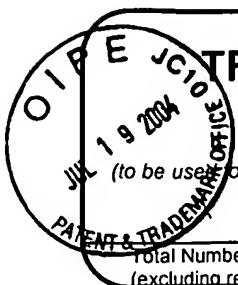
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TRANSMITTAL FORM

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Total Number of Pages in This Submission
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8

Application Number	10/767,296
Filing Date	January 28, 2004
First Named Inventor	John Y. Yan
Group Art Unit	Unknown
Examiner Name	Unknown

Attorney Docket Number

50623.360

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Deposit Account 07-1850 Authorization <input checked="" type="checkbox"/> Postage Paid Return Postcard <input type="checkbox"/> Amendment / Response <input type="checkbox"/> Amendment Transmittal Letter (in duplicate) <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Petition for Extension of Time (months) (in duplicate) <input checked="" type="checkbox"/> Information Disclosure Statement (in duplicate) with Form PTO-1449 citing 73 References <input type="checkbox"/> Express Mail Label No. <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) In/Formal ____ Sheets with Submission of Drawings Transmittal <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 11 Foreign Patent Documents; 2 Other Documents
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Squire, Sanders & Dempsey L.L.P. Paul J. Meyer, Jr., Reg. No. 47,791
Signature	
Date	July 15, 2004

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: July 15, 2004

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

John Y. Yan

Examiner: Unassigned

Serial No. 10/767,296

Art Unit: Unassigned

Filed: January 28, 2004

Title: A Medicated Porous Metal Prosthesis and A Method of Making the Same



Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT
 PURSUANT TO 37 C.F.R. §§1.97-1.98**

Dear Examiner:

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and pursuant to 37 C.F.R. §§1.97-1.98, Applicant hereby notifies the U.S. Patent and Trademark Office of the references listed on the attached Form PTO-1449. According to a Notice signed July 11, 2003, the U.S. Patent and Trademark Office has waived the requirement under 37 C.F.R. § 1.98(a)(2)(i) for all patent applications filed after June 30, 2003. *See*, 1276 Off. Gaz. Pat. Office 55. Since this patent application was filed after June 30, 2003, Applicant has not provided copies of the cited U.S. patents or the U.S. Patent Application Publications. Copies of the cited foreign patent documents and other non-patent documents have been submitted herewith.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant reserves the right to dispute the listed documents as prior art during examination. Furthermore, Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application. The submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made or that no other material information may exist.

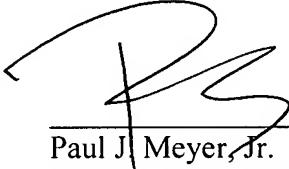
The Examiner is requested to initial the enclosed Form PTO-1449 and return a copy thereof to the undersigned.

The present Information Disclosure Statement is being filed before receiving the first Office Action. Therefore, no certification under 37 C.F.R. §1.97(e) or fee under 37 C.F.R. §1.17(p) is required. However, the Commissioner is authorized to charge any deficiencies or other amounts due to Deposit Account No. 07-1850.

Date: July '04

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Respectfully submitted,



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Attorney for Applicant
Reg. No. 47,791

FORM PTO-1449 (Modified) Approved for use through 10/31/2002		US DEPARTMENT OF COMMERCE US Patent and Trademark Office		Docket No. 50623.360	Application No. 10/767,296		
INFORMATION DISCLOSURE CITATION in an Application <small>(Use several sheets if necessary)</small>				Applicant John Y. Yan			
				Filing Date January 28, 2004	Group Art Unit Unknown		
U.S. PATENT DOCUMENTS							
Initial	Examiner Ref. No.	Document Number	Date of Patent	Name	Class	Subclass	Filing Date if Appropriate
	A1	3,855,638	12/24/74	Pilliar	3	1	
	A2	4,101,984	7/25/78	MacGregor	3	1.5	
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Examiner Initial	Ref. No.	Document Number	Date of Publication	Country	Class	Subclass	Translation	
							Yes	No
	B1	63-160645	07/04/88	JP			X	
	B2	3-14516	01/23/91	JP			X	
	B3	4-215768	08/06/92	JP			X	
	B4	WO 94/13268	6/23/94	PCT				
	B5	WO 95/11817	5/4/95	PCT			X	
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	B7	8-33718	02/06/96	JP			X	
	B8	8-213026	08/20/96	JP			X	
	B9	WO 96/28115	9/19/96	PCT				
	B10	9-85028	03/31/97	JP			X	
	B11	WO 98/23228	6/4/98	PCT				

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C1	Lambert et al., <i>Localized Arterial Wall Drug Delivery From a Polymer-Coated Removable Metallic Stent</i> , Circulation 90(2):1003-1011 (Aug. 1994).
C2	De Scheerder et al., <i>Biocompatibility of Polymer-Coated Oversized Metallic Stents Implanted in Normal Porcine Coronary Arteries</i> , Atherosclerosis 114:105-114 (1995).
C3	
C4	
C5	
C6	

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if references considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.